

SENATE BILL 3168

By Burchett

AN ACT to amend Tennessee Code Annotated, Title 55,
Chapter 10, relative to certain court-ordered
alcohol or drug treatment programs.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-10-403, is amended by adding a new subsection thereto, as follows:

(t) A court-ordered alcohol safety or alcohol or drug treatment program, provided it is approved by the department, shall be operated and conducted by a:

(A) County, municipality or other entity of local government; provided, the entity meets all of the requirements of § 40-35-302(g)(1)(H) for private entities providing misdemeanor probation supervision services.

(B) Nonprofit organization as defined by the Internal Revenue Code, 26 U.S.C. § 501(c)(3), provided the entity meets all of the requirements of § 40-35-302(g) for private entities providing misdemeanor probation supervision services;
or

(C) Private entity, provided the entity meets all of the requirements of § 40-35-302(g) for private entities providing misdemeanor probation supervision services.

SECTION 2. Tennessee Code Annotated, Section 55-10-301(b), is amended by deleting subdivision (1) in its entirety and by substituting instead the following:

(1) Any person violating any of the provisions of chapters 8 and 9 of this title and parts 1-5 of this chapter may be required, at the discretion of the court, to attend a driver education course approved by the department of safety in addition to or in lieu of any

portion of other penalty imposed; provided, that the course is approved by the department, it may be operated and conducted by a:

(A) County, municipality or other entity of local government; provided the entity meets all of the requirements of § 40-35-302(g)(1)(H) for private entities providing misdemeanor probation supervision services.

(B) Nonprofit organization as defined by the Internal Revenue Code, 26 U.S.C. § 501(c)(3), provided the entity meets all of the requirements of § 40-35-302(g) for private entities providing misdemeanor probation supervision services; or

(C) Private entity, provided the entity meets all of the requirements of § 40-35-302(g) for private entities providing misdemeanor probation supervision services.

SECTION 3. This act shall take effect July 1, 2010, the public welfare requiring it.